

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. 88535

MINIMUM REQUIREMENTS CHECKLIST
TO BE SUBMITTED WITH APPLICATION FOR TRANSFER

An application for transfer must be prepared in accordance with the minimum requirements listed below to be acceptable for processing by the Department. Incomplete applications will be returned. The instructions, fee schedule, Part 2A reports and additional Part 2B forms are available from any Department office or on the Department's website at idwr.idaho.gov.

Name of Applicant(s) FARMLAND RESERVE INC

Check whether each item below is *attached* (Yes) or *not applicable* (N/A) for the proposed transfer.

Yes N/A * Means the item is always required and must be included with the application.

- ☒ * Completed Application for Transfer of Water Right form, Part 1.
- ☐ * Signature of applicant(s) or applicant's authorized representative on Application for Transfer Part 1. Include evidence of authority labeled Attachment #3 (see below) if signed by representative.
- ☒ * Application for Transfer Part 2A. Attach a [Part 2A](#) report describing each water right in the transfer as currently recorded.
- ☒ ☐ Complete and attach an Application for Transfer [Part 2B](#) for each water right for which only a portion is proposed to be changed through this transfer application.
- ☒ * Application for Transfer Part 3A is always required (see Attachment #7a below); Parts 3B and 3C must be completed for transfer applications proposing to change the nature of use of the water right(s) or proposing changes to supplemental right(s).
- ☒ * Correct fee submitted with transfer application form. ([Fee schedule](#) is on website and instructions for application for transfer.)

Attachments to Application - Label each attachment with the corresponding number shown below as Attachment #1-10.

- ☒ ☐ #1 If the applicant is a business, partnership, organization, or association, and not currently registered in the State of Idaho as a business entity, attach documentation identifying officers authorized to sign or act on behalf of right holder. (See Part 1.)
- ☐ ☒ #2a Water Right ownership documentation if Dept. records do not show the applicant as the current water right owner. **
- ☐ ☒ #2b If the ownership of the water right will change as a result of the proposed transfer to a new place of use, attach documentation showing land and water right ownership at the new place of use. Include documentation for all affected land and owner(s).**
** Additional fee(s) required for water right ownership changes; see fee schedule.
- ☐ ☒ #3 Documentation of authority to make the change if the applicant is not the water right owner.
- ☐ ☒ #4 Power of Attorney or documentation providing authority to sign or act on the applicant's behalf. (See Part 1.)
- ☒ ☐ #5 If the transfer application proposes to change the point of diversion for a water right affecting the Eastern Snake Plain Aquifer (ESPA), attach the results of an ESPA analysis and a detailed mitigation plan to offset any depletions to hydraulically connected reaches of the Snake River. ESPA transfer spreadsheet and model grid labeled cells are available on the Department's website at <https://idwr.idaho.gov/water-rights/transfers/resources/>.
- ☐ ☒ #6 Notarized statement of agreement or a statement on official letterhead signed by an authorized representative from each lien holder or other entity with financial interest in the water right(s) or land affected by the proposed transfer. (See Part 1.5.c.)
- ☒ * #7a Attach a map identifying the proposed point(s) of diversion, place(s) of use, and water diversion and distribution system details as described on the application. Include legal description labels. If only a portion of the right is proposed to be changed, identify the current location of the part of the existing right(s) proposed to be changed. (See Part 3A.)
- ☒ ☐ #7b If the transfer application proposes to change the place or purpose of use of an irrigation right attach a Geographic Information System ([GIS](#)) shape file, or an aerial photo or other image clearly delineating the location and extent of existing acres and changes to the place of use. If some or all of any right is leased to the Water Supply Bank, you must also show the the specific location and/or acres to be idled at the new, proposed place of use to satisfy lease requirements.
- ☐ ☒ #8a If the transfer application proposes to change the nature of use or period of use for one or more rights, provide documentation describing the extent of historic beneficial use for the water rights proposed to be transferred and document how enlargement will be avoided. (See Part 3B.) Additional fee required for proposed changes to nature of use; see [fee schedule](#).
- ☐ ☒ #8b If the transfer application proposes to change the place of use of a supplemental irrigation right, provide documentation regarding the historic use of the supplemental right(s) and availability or reliability of the primary right(s) being supplemented, both before and after the proposed change. (See Part 3C.)
- ☐ ☒ #9 Water Supply Bank information for all rights proposed for transfer and currently leased to the Bank. ([Attachment WSB](#))
- ☐ ☒ #10 Other. Please describe: _____

SEP 20 2023

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESDepartment of Water Resources
Eastern RegionAPPLICATION FOR TRANSFER OF WATER RIGHT
PART 1

Name of Applicant(s) FARMLAND RESERVE INC Phone 8017159195
 Mailing address 79 S MAIN ST STE 1000 SALT LAKE CTY, UT 84111-1945 Email _____

- ☐ If applicant is not an individual and not registered to do business in the State of Idaho, attach documentation identifying officers authorized to sign or act on behalf of the applicant. Label it **Attachment #1**.
- ☐ Attach water right ownership documentation if Department records do not show the transfer applicant as the current water right owner. Label it **Attachment #2a**.
- ☐ If the ownership of the water right will change as a result of the proposed transfer to a new place of use, attach documentation showing land and water right ownership at the new place of use. Include documentation for all affected land and owner(s). Label it **Attachment #2b**.
- ☐ Attach documentation of authority to make the proposed change if the applicant is not the water right owner. Label it **Attachment #3**.

Provide contact information below if a consultant, attorney, or any other person is representing the applicant in this transfer process.

☐ No Representative

Name of Representative Greg Sullivan Phone 208-736-8543
 Mailing address 2016 N Washington St Ste 4 Twin Falls, Idaho 83301 Email greg.sullivan@brockwayeng.com

- ☐ Send all correspondence for this application to the representative and not to the applicant.
OR
- ☒ Send original correspondence to the applicant and copies to the representative.
- ☒ The representative may submit information for the applicant but is not authorized to sign for the applicant.
OR
- ☐ The representative is authorized to sign for the applicant. Attach a Power of Attorney or other documentation providing authority to sign for the applicant and label it **Attachment #4**.

I hereby assert that no one will be injured by the proposed changes and that the proposed changes do not constitute an enlargement in use of the original right(s). The information contained in this application is true to the best of my knowledge. I understand that any willful misrepresentations made in this application may result in rejection of the application or cancellation of an approval.

Scott Baird Vice President-Land Management Aug 17, 2023
 Signature of Applicant or Authorized Representative Print Name and Title if applicable Date

Signature of Applicant or Authorized Representative Print Name and Title if applicable Date

A. PURPOSE OF TRANSFER

1. ☒ Change point of diversion ☐ Add diversion point(s) ☒ Change place of use
☐ Change nature of use ☐ Change period of use ☐ Other _____
2. Is this a transfer for changes pursuant to [Idaho Code § 42-221.O.8?](#)
 If yes, ☐ attach an explanation and any supporting documentation labeled as **Part 1A.2**.
3. Describe your proposal in narrative form, including a detailed description of non-irrigation uses to justify amounts transferred (i.e. number of stock, etc.), and provide additional explanation of any other items on the application. Attach additional pages if necessary and label it **Part 1A.3**.
Farmland Reserve desires to transfer 58.0 acres of 35-2391 to a farm that they own. An approved POD
location will be moved and a new well will be constructed. A total of 2 PODs will be authorized for the 58.0
acre portion of 35-2391 and water rights 35-7914, 35-14241 and 35-14655.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1 Continued

5. General Information:

- a. Describe the complete diversion system, including how you will accommodate a measuring device and lockable controlling works should they be required now or in the future:

Existing POD, mainline and delivery system.

- b. Who owns the property at the point(s) of diversion? Farmland Reserve

If other than the applicant, describe the arrangement enabling the applicant to access the property for the diversion system:

- c. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts?

If yes, ☐ attach a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes on official letterhead signed by an authorized representative. Label it **Attachment #6**. List the name of the entity and type of lien: N/A

It is the applicant's responsibility to provide notice to lien holder, trustee, mortgagor, or contract holder of the proposed changes that may impact or change the value of the water rights or affected real property. Any misrepresentation of legal encumbrance on this application may result in rejection of the application or cancellation of an approval.

- d. Are any of the water rights proposed for transfer currently leased to the Water Supply Bank?

If yes, ☐ complete Attachment WSB.

- e. Describe the effect on the land now irrigated if the place or purpose of use is changed pursuant to this transfer:

There will be no permanent water rights on the land. Water right 35-2391 and 35-7777 have been leased into the Idaho Water Supply Bank for several years.

- f. Describe the use of any other water right(s) for the same purpose or land, or the same diversion system as right(s) proposed to be transferred at both the existing and proposed point(s) of diversion and place(s) use:

35-2391 and 35-7777

- g. To your knowledge, has/is any portion of the water right(s) proposed to be changed:

Yes No

- | | | |
|-------------------------------------|-------------------------------------|---|
| ☐ | ☒ | undergone a period of five or more consecutive years of non-use, |
| ☒ | ☐ | currently leased to the Water Supply Bank, |
| ☐ | ☒ | currently used in a mitigation plan limiting the use of water under the right, or |
| ☐ | ☒ | currently enrolled in a Federal set-aside program limiting the use of water under the rights? |

If yes, describe:

The current lease for 35-2391 and 35-7777 ends 12/31/2022.

**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2A**

Current Water Right No.: 35-2391

Current Owner: FARMLAND RESERVE INC
Priority Date: 12/20/1954
Origin: Water Right
Status: Water Supply Bank Active
Basis: Decreed

Source

Tributary

GROUND WATER

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	4/01 to 11/01	3.44 CFS	
	<u>Total Diversion</u>	3.44 CFS	

Location of Point(s) of Diversion

GROUND WATER SE1/4SE1/4NE1/4 Sec. 28, Twp 01S, Rge 33E B.M.
BINGHAM County

Place of Use

IRRIGATION Within BINGHAM County

T01S R33E S27	SWNW	39.00	T01S R33E S27	SENE	40.00
T01S R33E S27	NWSW	39.00	T01S R33E S28	SWNE	40.00
T01S R33E S28	SENE	39.00	T01S R33E S28	NESE	39.00
T01S R33E S28	NWSE	40.00			

Total Acres: 276

Conditions of Approval:

1. USE OF THIS RIGHT WITH RIGHT NO. 35-07777 IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 5.21 CFS, A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 1104 AF.
2. C18 THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO CODE.
3. THIS RIGHT IS LIMITED TO THE IRRIGATION OF 172 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON. USE OF THIS RIGHT WITH RIGHT NO. 35-07777 IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 276 ACRES IN A SINGLE IRRIGATION SEASON.
4. RIGHT NO. 35-07777 IS ALSO DIVERTED THROUGH THE POINT OF DIVERSION DESCRIBED ABOVE.

Page _____ of _____

Decreed Date: 1/31/2002

88535

**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2A**

Current Water Right No.: 35-7914

Current Owner: FARMLAND RESERVE INC
Priority Date: 9/8/1980
Origin: Water Right
Status: Active
Basis: Decreed

Source

Tributary

GROUND WATER

Beneficial Use

From To

Diversion Rate

Annual Volume

IRRIGATION 04/01 to 11/01
Total Diversion

3.07 CFS 997.2 AF
3.07 CFS 997.2 AF

Location of Point(s) of Diversion

GROUND WATER

L2(NE1/4NW1/4NE1/4) Sec. 5, Twp 07S, Rge 29E B.M.

POWER County

GROUND WATER

L1(NE1/4NE1/4) Sec. 6, Twp 07S, Rge 29E B.M.

POWER County

GROUND WATER

NW1/4NW1/4NE1/4 Sec. 7, Twp 07S, Rge 29E B.M.

POWER County

Place of Use

IRRIGATION Within POWER County

T07S R29E S6	SESE	13.30	T07S R29E S7	NENE	30.00
T07S R29E S7	NWNE	32.00	T07S R29E S7	SWNE	32.00
T07S R29E S7	SENE	30.00	T07S R29E S7	NENW	37.00
T07S R29E S7	Lot 1 NWNW	20.00	T07S R29E S7	Lot 2 SWNW	19.00
T07S R29E S7	SENW	36.00			

Total Acres: 249.3

Conditions of Approval:

1. T19 Pursuant to Idaho Code § 42-1412(6), this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.
2. T08 Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
3. 213 Upon specific notification of the Department, the right holder shall install and maintain data loggers to record water usage information at the authorized point(s) of diversion in accordance with Department specifications.
4. 214 Prior to the diversion and use of water under Transfer approval 81174, the right holder shall install and maintain acceptable measuring device(s) at the authorized point(s) of diversion in accordance with Department specifications, or shall obtain an approved variance from the Department to determine the amount of water diverted from power records or to maintain an existing measuring device.
5. T07 The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
6. 186 Diversion of water from the additional well authorized under Transfer 81174 located in Lot 1 (NENE), Sec. 6, T07S, R29E shall not exceed a total combined maximum diversion rate of 4.32 cfs.
7. R02 A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.
8. X35 Rights 35-7914, 35-14241, and 35-14655 when combined shall not exceed a total diversion rate of 6.61 cfs.
9. X35 Rights 35-7914 and 35-14241 when combined shall not exceed a total diversion rate of 6.46 cfs.
10. R64 This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the place of use.
11. R05 Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 120.

Decreed Date: 1/31/2002

**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2A**

Current Water Right No.: 35-14241

Current Owner: FARMLAND RESERVE INC

Priority Date: 2/8/2012

Origin: Water Right

Status: Active

Basis: License

Source

Tributary

GROUND WATER

Beneficial Use

From To

Diversion Rate

Annual Volume

IRRIGATION 04/01 to 10/31
Total Diversion

5.9 CFS 1476.4 AF
5.9 CFS 1476.4 AF

Location of Point(s) of Diversion

GROUND WATER

NW1/4NW1/4NE1/4 Sec. 7, Twp 07S, Rge 29E B.M.

POWER County

Place of Use

IRRIGATION Within POWER County

T07S R29E S6	NENE	22.10	T07S R29E S6	NWNE	20.40
T07S R29E S6	SWNE	32.10	T07S R29E S6	SENE	33.20
T07S R29E S6	NENW	26.40	T07S R29E S6	NWNW	15.60
T07S R29E S6	SWNW	24.60	T07S R29E S6	SENW	37.30
T07S R29E S6	NESW	32.20	T07S R29E S6	NWSW	19.90
T07S R29E S6	SWSW	21.50	T07S R29E S6	SESW	33.20
T07S R29E S6	NESE	27.90	T07S R29E S6	NWSE	26.40
T07S R29E S6	SWSE	26.60	T07S R29E S6	SESE	16.40

Total Acres: 415.8

Conditions of Approval:

1. X35 Rights 35-14241 and 35-14655 when combined shall not exceed the irrigation of 415.8 acres.
2. 213 Upon specific notification of the Department, the right holder shall install and maintain data loggers to record water usage information at the authorized point(s) of diversion in accordance with Department specifications.
3. 140 Noncompliance with any condition of this right, including the requirement for mitigation, is cause for the director to issue a notice of violation, cancel or revoke the right, or, if the right is included in a water district, request that the watermaster curtail diversion and use of water.
4. T07 The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.

5. As resources allow, the Department will conduct at least one in-person field examination of the authorized place of use of this right each year to verify the required mitigation and authorized irrigation under this right prior to June 15th of each year. It shall be the responsibility of the right holder to follow up with the Department by June 15th of each year to determine if the field examination was performed. If the Department is unable to conduct the field examination for any reason, the right holder or its consultant shall perform the field examination and report findings from the field examination to the Department and the protestants to this right by July 15th of each year.
6. In the event the right holder does not maintain the right to use water rights 29-2284 and 29-2301 for mitigation purposes, the right holder may propose a substitute mitigation plan. The substitute plan must be provided to the Department no later than December 1st in the year immediately prior to the irrigation season where the substitute plan is proposed to be implemented. The Department will advertise the substitute plan to the public and the protestants shall have the right to challenge the substitute plan. If the substitute plan is not approved by the Department, the right holder shall not divert under this right.
7. 214 Prior to the diversion and use of water under Transfer approval 83782, the right holder shall install and maintain acceptable measuring device(s) at the authorized point(s) of diversion in accordance with Department specifications, or shall obtain an approved variance from the Department to determine the amount of water diverted from power records or to maintain an existing measuring device.
8. X35 Rights 35-7914, 35-14241, and 35-14655 when combined shall not exceed a total diversion rate of 6.61 cfs.
9. 020 The diversion and use of water described in this right may be subject to additional conditions and limitations agreed to by the protestant and the right holder under a separate agreement to which the Department is not a party. Because the Department is not a party, the Department is not responsible for enforcement of any aspect of the agreement not specifically addressed in other conditions herein.
10. 935 Administration of this right to satisfy the minimum stream flow water rights in the Snake River at Murphy Gage shall not be required because use of water pursuant to this right is either non-consumptive or the right holder is required to provide ongoing mitigation to offset the depletion of water resulting from the use of this right.
11. 933 This right is for the use of trust water, and it is subject to review 5 years after the date of permit approval to re-evaluate the availability of trust water for the authorized use and to re-evaluate the public interest criteria for reallocating trust water.
12. X35 Rights 35-7914 and 35-14241 when combined shall not exceed a total diversion rate of 6.46 cfs.
13. T08 Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
14. By December 1st of each year, the right holder shall provide a written report to the Department describing the number and location of acres irrigated that year, the volume of water diverted under this right, the source of mitigation for the next irrigation season, and the number and location of acres proposed to be irrigated in the following year.

15. 170 To mitigate for the depletion of water resulting from the use of water under water rights 35-14240, 35-14241, 35-14242, 35-14243, and 35-14655 and to prevent injury to senior water right holders, the right holder shall cease diverting and using water as authorized by the following water rights for the purposes and amounts specified below. Moreover, the official records for the following water rights will be changed to show that diversion and use of water is not authorized because the rights, or a portion thereof, are being dedicated to mitigation purposes.

Right No.	Use Changed to Mitigation	Mitigation Rate (cfs)	Mitigation Volume (AF)	Mitigation Acres
29-2284 (previously 35-14014)		Industrial	4.44	3215.5
N/A				
29-2301 (previously 35-14015)		Industrial	3.95	2858.3
Combined Limit:			6073.8	N/A

If the specified mitigation rights, or portion thereof, are sold, transferred, leased, used on any place of use, or are not deliverable due to a shortage of water, a priority call, or a termination in lease contract then the amount of water authorized for diversion under this right approval shall be reduced by the same proportion as the reduction to the mitigation rights.

16. R05 Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 120.
17. R64 This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the place of use.
18. R02 A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.

Licensed Date: 8/16/2019

**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2A**

Current Water Right No.: 35-14655

Current Owner: FARMLAND RESERVE INC

Priority Date: 2/8/2012

Origin: Water Right

Status: Active

Basis: License

Source

Tributary

GROUND WATER

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	04/01 to 10/31	0.15 CFS	63.7 AF
	<u>Total Diversion</u>	0.15 CFS	63.7 AF

Location of Point(s) of Diversion

GROUND WATER	L1(NE1/4NE1/4)	Sec. 6,	Twp 07S,	Rge 29E B.M.
POWER County				
GROUND WATER	NW1/4NE1/4	Sec. 7,	Twp 07S,	Rge 29E B.M.
POWER County				

Place of Use

IRRIGATION Within POWER County

T07S R29E S6	NENE	22.10	T07S R29E S6	NWNE	20.40
T07S R29E S6	SWNE	32.10	T07S R29E S6	SENE	33.20
T07S R29E S6	NENW	26.40	T07S R29E S6	NWNW	15.60
T07S R29E S6	SWNW	24.60	T07S R29E S6	SENW	37.30
T07S R29E S6	NESW	32.20	T07S R29E S6	NWSW	19.90
T07S R29E S6	SWSW	21.50	T07S R29E S6	SESW	33.20
T07S R29E S6	NESE	27.90	T07S R29E S6	NWSE	26.40
T07S R29E S6	SWSE	26.60	T07S R29E S6	SESE	16.40

Total Acres: 415.8

Conditions of Approval:

- In the event the right holder does not maintain the right to use water rights 29-2284 and 29-2301 for mitigation purposes, the right holder may propose a substitute mitigation plan. The substitute plan must be provided to the Department no later than December 1st in the year immediately prior to the irrigation season where the substitute plan is proposed to be implemented. The Department will advertise the substitute plan to the public and the protestants shall have the right to challenge the substitute plan. If the substitute plan is not approved by the Department, the right holder shall not divert under this right.
- T07 The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.

3. X35 Rights 35-14241 and 35-14655 when combined shall not exceed the irrigation of 415.8 acres.
4. 213 Upon specific notification of the Department, the right holder shall install and maintain data loggers to record water usage information at the authorized point(s) of diversion in accordance with Department specifications.
5. As resources allow, the Department will conduct at least one in-person field examination of the authorized place of use of this right each year to verify the required mitigation and authorized irrigation under this right prior to June 15th of each year. It shall be the responsibility of the right holder to follow up with the Department by June 15th of each year to determine if the field examination was performed. If the Department is unable to conduct the field examination for any reason, the right holder or its consultant shall perform the field examination and report findings from the field examination to the Department and the protestants to this right by July 15th of each year.
6. 933 This right is for the use of trust water, and it is subject to review 5 years after the date of permit approval to re-evaluate the availability of trust water for the authorized use and to re-evaluate the public interest criteria for reallocating trust water.
7. 020 The diversion and use of water described in this right may be subject to additional conditions and limitations agreed to by the protestant and the right holder under a separate agreement to which the Department is not a party. Because the Department is not a party, the Department is not responsible for enforcement of any aspect of the agreement not specifically addressed in other conditions herein.
8. By December 1st of each year, the right holder shall provide a written report to the Department describing the number and location of acres irrigated that year, the volume of water diverted under this right, the source of mitigation for the next irrigation season, and the number and location of acres proposed to be irrigated in the following year.
9. R02 A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.
10. 170 To mitigate for the depletion of water resulting from the use of water under water rights 35-14240, 35-14241, 35-14242, 35-14243, and 35-14655 and to prevent injury to senior water right holders, the right holder shall cease diverting and using water as authorized by the following water rights for the purposes and amounts specified below. Moreover, the official records for the following water rights will be changed to show that diversion and use of water is not authorized because the rights, or a portion thereof, are being dedicated to mitigation purposes.

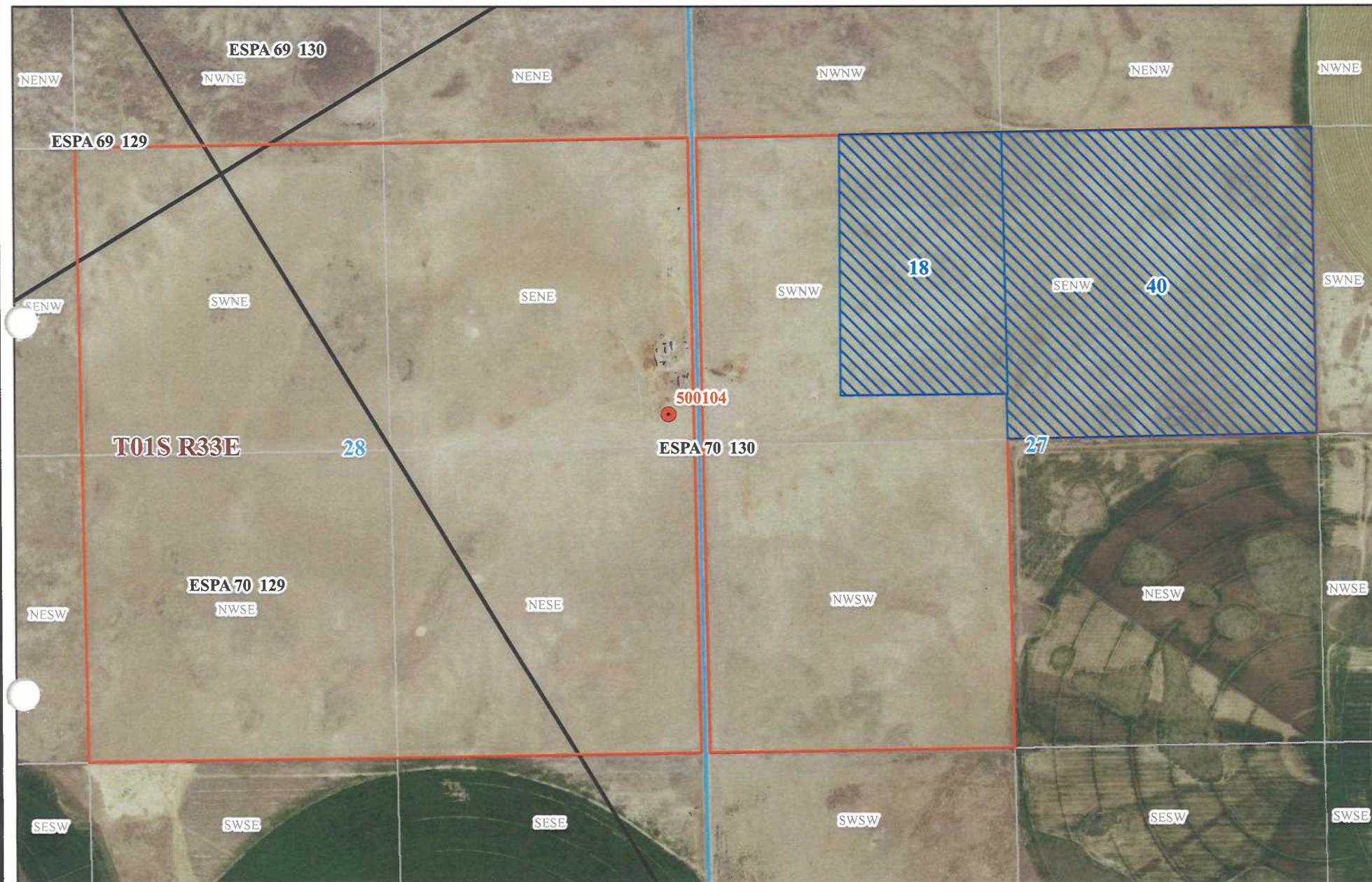
Right No.	Use Changed to Mitigation	Mitigation Rate (cfs)	Mitigation Volume (AF)	Mitigation Acres
29-2284 (previously 35-14014)		Industrial	4.44	3215.5
N/A				
29-2301 (previously 35-14015)		Industrial	3.95	2858.3
Combined Limit:			6073.8	N/A

If the specified mitigation rights, or portion thereof, are sold, transferred, leased, used on any place of use, or are not deliverable due to a shortage of water, a priority call, or a termination in lease contract then the amount of water authorized for diversion under this right approval shall be reduced by the same proportion as the reduction to the mitigation rights.
11. 140 Noncompliance with any condition of this right, including the requirement for mitigation, is cause for the director to issue a notice of violation, cancel or revoke the right, or, if the right is included in a water district, request that the watermaster curtail diversion and use of water.
12. 214 Prior to the diversion and use of water under Transfer approval 83782, the right holder shall install and maintain acceptable measuring device(s) at the authorized point(s) of diversion in accordance with Department specifications, or shall obtain an approved variance from the Department to determine the amount of water diverted from power records or to maintain an existing measuring device.

Page _____ of _____

13. R05 Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 120.
14. R64 This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the place of use.
15. T08 Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
16. X35 Rights 35-7914, 35-14241, and 35-14655 when combined shall not exceed a total diversion rate of 6.61 cfs.
17. 935 Administration of this right to satisfy the minimum stream flow water rights in the Snake River at Murphy Gage shall not be required because use of water pursuant to this right is either non-consumptive or the right holder is required to provide ongoing mitigation to offset the depletion of water resulting from the use of this right.

Licensed Date: 8/16/2019



88535

**FARMLAND RESERVE
KNUDSON WATER RIGHTS
35-2391 and 35-7777**

2021 NIP AERIAL

Legend

- POD
- 58.0 Acres FROM
- Knudsen WRs

N
0 500 1,000 Feet

BROCKWAY ENGINEERING, PLLC.
GWS -Date: J23



**CANYON FALLS FARMS
UPDATE POD LOCATIONS
AND TRANSFER 58.0 ACRES
NAIP 2021 AERIAL**

Legend

- 58.0 Acres TO
- 3rd_Transfer_POU
- License 35-14241
- License 35-14655

One-Way Analysis of Independent Transfers

New Water Right (GModelo):

WR No.	Div. Rate (CFS)	Con. Vol. (AFA)	No. of Irr. Acres	Priority Date	POD Location	Dedicated Vol. AFA/ AFT	Model Node
--------	--------------------	--------------------	----------------------	------------------	-----------------	----------------------------	---------------

Transfer 1: Proposed Steady State Impacts following Transfer

Transfer 1: Worst Case Transient State Impacts following Transfer

Pre-SS 100.00%
Post-SS 100.00%

Impact by Reach (AF/Trimester)

Ashton to Rexburg	Heise to Shelley	Shelley to Nr Bckft	Nr Bckft To Neeley	Neeley to Minidoka	Dev. Wbl. To Buhl	Buhl to Kspr	Kspr	Kspr to Malad	Malad	Malad to Bancroft
----------------------	---------------------	------------------------	-----------------------	-----------------------	----------------------	-----------------	------	------------------	-------	----------------------

Pre-SS	1.37	2.33	12.25	39.76	0.54	0.56	0.46	0.21	0.19	0.22	0.03
Post-SS	0.91	1.51	8.15	37.43	2.11	2.54	2.06	0.94	0.88	1.00	0.13
Pre-TS	1.37	2.33	12.25	39.76	0.54	0.56	0.46	0.21	0.19	0.22	0.03
Post-TS	0.93	1.93	9.86	37.43	2.11	2.54	2.06	0.94	0.88	1.00	0.13

Steady State Analysis	Mitigation Check 1 - >10% of Historical:	-33.1%	-35.3%	-33.5%	-5.9%	287.8%	352.8%	352.7%	352.7%	352.6%	352.4%	352.2%
	Mitigation Check 2: > 2 AF/T:	-0.5	-0.8	-4.1	-2.3	1.57	1.98	1.61	0.7	0.7	0.8	0.1
	Mitigation Check 3 - >10% of Total:	1.6%	2.6%	14.1%	64.9%	3.7%	4.4%	3.6%	1.6%	1.5%	1.7%	0.2%
	Mitigation Required?:	NO	NO	NO	NO	NO	NO	NO	NO	NO	NO	NO
	Mitigation Vol. Req'd (ac-ft):	-0.5	-0.8	-4.1	-2.3	1.6	1.98	1.6	0.7	0.7	0.8	0.1

Transient State Analysis	Mitigation Check 1 - >10% of Historical:	-32.1%	-16.8%	-19.5%	-5.9%	287.8%	352.8%	352.7%	352.7%	352.6%	352.4%	352.2%
	Mitigation Check 2: > 2.01 AF/T:	-0.4	-0.4	-2.4	-2.3	1.57	2.0	1.61	0.7	0.7	0.8	0.1
	Mitigation Required?:	NO	NO	NO	NO	NO	NO	NO	NO	NO	NO	NO
	Mitigation Vol. Req'd (ac-ft):	-0.4	-0.4	-2.4	-2.3	1.6	1.98	1.6	0.7	0.7	0.8	0.1

Read Me

Pre-SS 0.00%
Post-SS 0.00%

Impact by Reach (AF/Trimester)

Ashton to Rexburg	Heise to Shelley	Shelley to Nr Bckft	Nr Bckft To Neeley	Neeley to Minidoka	Dev. Wbl. To Buhl	Buhl to Kspr	Kspr	Kspr to Malad	Malad	Malad to Bancroft
----------------------	---------------------	------------------------	-----------------------	-----------------------	----------------------	-----------------	------	------------------	-------	----------------------

Pre-SS	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
Post-SS	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
Pre-TS	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
Post-TS	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00

Steady State Analysis	Mitigation Check 1 - >10% of Historical:	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%
	Mitigation Check 2: > 2 AF/T:	0.0	0.0	0.0	0.0	0.00	0.00	0.0	0.0	0.0	0.0	0.0
	Mitigation Check 3 - >10% of Total:	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%
	Mitigation Required?:	NO	NO	NO	NO	NO	NO	NO	NO	NO	NO	NO
	Mitigation Vol. Req'd (ac-ft):	0.0	0.0	0.0	0.0	0.0	0.00	0.0	0.0	0.0	0.0	0.0

Transient State Analysis	Mitigation Check 1 - >10% of Historical:	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%
	Mitigation Check 2: > 2.01 AF/T:	0.0	0.0	0.0	0.0	0.00	0.0	0.00	0.0	0.0	0.0	0.0
	Mitigation Required?:	NO	NO	NO	NO	NO	NO	NO	NO	NO	NO	NO
	Mitigation Vol. Req'd (ac-ft):	0.0	0.0	0.0	0.0	0.0	0.00	0.0	0.0	0.0	0.0	0.0

08536

ENHANCED GROUND-WATER RIGHTS TRANSFER

UNIVERSITY OF IDAHO - IDAHO WATER RESOURCES RESEARCH INSTITUTE

IDAHO DEPARTMENT OF AGRICULTURE

Cells this color are set up for user entries

ENTER STARTING DATE FOR SIMULATION. THEN PUSH "UPDATE DATES" BUTTON

YEAR

1950

SEASON

SPRING

TRANSFER NO:

0

TRANSFER NAME:

Farmland Reserve

ENTER CELL LOCATIONS:

	'TO' CELL	'FROM1' CELL	'FROM2' CELL	'FROM3' CELL
ROW	85	70	0	0
COLUMN	91	130	0	0

58

TRIMESTER OF ACTIVITY	TO WELL Projected Use AF/TRIMESTER	FROM1 WELL		FROM2 WELL		FROM3 WELL	
		With Transfer AF/TRIMESTER	Without Transfer AF/TRIMESTER	With Transfer AF/TRIMESTER	Without Transfer AF/TRIMESTER	With Transfer AF/TRIMESTER	Without Transfer AF/TRIMESTER
SPR 1950	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SUM 1950	0.0	0.0	0.0	0.0	0.0	0.0	0.0
WIN 1950	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 1951	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SUM 1951	0.0	0.0	0.0	0.0	0.0	0.0	0.0
WIN 1951	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 1952	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SUM 1952	0.0	0.0	0.0	0.0	0.0	0.0	0.0
WIN 1952	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 1953	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SUM 1953	0.0	0.0	0.0	0.0	0.0	0.0	0.0
WIN 1953	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 1954	0.0	58.0	58.0	0.0	0.0	0.0	0.0
SUM 1954	0.0	58.0	58.0	0.0	0.0	0.0	0.0
WIN 1954	0.0	58.0	58.0	0.0	0.0	0.0	0.0
SPR 1955	0.0	58.0	58.0	0.0	0.0	0.0	0.0
SUM 1955	0.0	58.0	58.0	0.0	0.0	0.0	0.0
WIN 1955	0.0	58.0	58.0	0.0	0.0	0.0	0.0
SPR 1956	0.0	58.0	58.0	0.0	0.0	0.0	0.0
SUM 1956	0.0	58.0	58.0	0.0	0.0	0.0	0.0
WIN 1956	0.0	58.0	58.0	0.0	0.0	0.0	0.0
SPR 1957	0.0	58.0	58.0	0.0	0.0	0.0	0.0
SUM 1957	0.0	58.0	58.0	0.0	0.0	0.0	0.0
WIN 1957	0.0	58.0	58.0	0.0	0.0	0.0	0.0
SPR 1958	0.0	58.0	58.0	0.0	0.0	0.0	0.0
SUM 1958	0.0	58.0	58.0	0.0	0.0	0.0	0.0
WIN 1958	0.0	58.0	58.0	0.0	0.0	0.0	0.0
SPR 1959	0.0	58.0	58.0	0.0	0.0	0.0	0.0
SUM 1959	0.0	58.0	58.0	0.0	0.0	0.0	0.0
WIN 1959	0.0	58.0	58.0	0.0	0.0	0.0	0.0
SPR 1960	0.0	58.0	58.0	0.0	0.0	0.0	0.0
SUM 1960	0.0	58.0	58.0	0.0	0.0	0.0	0.0
WIN 1960	0.0	58.0	58.0	0.0	0.0	0.0	0.0
SPR 1961	0.0	58.0	58.0	0.0	0.0	0.0	0.0
SUM 1961	0.0	58.0	58.0	0.0	0.0	0.0	0.0
WIN 1961	0.0	58.0	58.0	0.0	0.0	0.0	0.0
SPR 1962	0.0	58.0	58.0	0.0	0.0	0.0	0.0
SUM 1962	0.0	58.0	58.0	0.0	0.0	0.0	0.0
WIN 1962	0.0	58.0	58.0	0.0	0.0	0.0	0.0
SPR 1963	0.0	58.0	58.0	0.0	0.0	0.0	0.0
SUM 1963	0.0	58.0	58.0	0.0	0.0	0.0	0.0
WIN 1963	0.0	58.0	58.0	0.0	0.0	0.0	0.0

SPR 2089	58.0	0.0	58.0	0.0	0.0	0.0	0.0
SUM 2089	58.0	0.0	58.0	0.0	0.0	0.0	0.0
WIN 2089	58.0	0.0	58.0	0.0	0.0	0.0	0.0
SPR 2090	58.0	0.0	58.0	0.0	0.0	0.0	0.0
SUM 2090	58.0	0.0	58.0	0.0	0.0	0.0	0.0
WIN 2090	58.0	0.0	58.0	0.0	0.0	0.0	0.0
SPR 2091	58.0	0.0	58.0	0.0	0.0	0.0	0.0
SUM 2091	58.0	0.0	58.0	0.0	0.0	0.0	0.0
WIN 2091	58.0	0.0	58.0	0.0	0.0	0.0	0.0
SPR 2092	58.0	0.0	58.0	0.0	0.0	0.0	0.0
SUM 2092	58.0	0.0	58.0	0.0	0.0	0.0	0.0
WIN 2092	58.0	0.0	58.0	0.0	0.0	0.0	0.0
SPR 2093	58.0	0.0	58.0	0.0	0.0	0.0	0.0
SUM 2093	58.0	0.0	58.0	0.0	0.0	0.0	0.0
WIN 2093	58.0	0.0	58.0	0.0	0.0	0.0	0.0
SPR 2094	58.0	0.0	58.0	0.0	0.0	0.0	0.0
SUM 2094	58.0	0.0	58.0	0.0	0.0	0.0	0.0
WIN 2094	58.0	0.0	58.0	0.0	0.0	0.0	0.0
SPR 2095	58.0	0.0	58.0	0.0	0.0	0.0	0.0
SUM 2095	58.0	0.0	58.0	0.0	0.0	0.0	0.0
WIN 2095	58.0	0.0	58.0	0.0	0.0	0.0	0.0
SPR 2096	58.0	0.0	58.0	0.0	0.0	0.0	0.0
SUM 2096	58.0	0.0	58.0	0.0	0.0	0.0	0.0
WIN 2096	58.0	0.0	58.0	0.0	0.0	0.0	0.0
SPR 2097	58.0	0.0	58.0	0.0	0.0	0.0	0.0
SUM 2097	58.0	0.0	58.0	0.0	0.0	0.0	0.0
WIN 2097	58.0	0.0	58.0	0.0	0.0	0.0	0.0
SPR 2098	58.0	0.0	58.0	0.0	0.0	0.0	0.0
SUM 2098	58.0	0.0	58.0	0.0	0.0	0.0	0.0
WIN 2098	58.0	0.0	58.0	0.0	0.0	0.0	0.0
SPR 2099	58.0	0.0	58.0	0.0	0.0	0.0	0.0
SUM 2099	58.0	0.0	58.0	0.0	0.0	0.0	0.0
WIN 2099	58.0	0.0	58.0	0.0	0.0	0.0	0.0

Scott,

According to the Delegation of Authority, the Land Vice President is required to sign for permanent water transfers. Last year the Executive Summary (attached) was approved to purchase and move Knudsen water rights to our highest priority areas at Canyon Falls Farms. The following are 4 temporary rental agreements and 1 permanent transfer onto our land associated with the purchase. We have to move the water rights in sections over time to minimize protests and mitigation requirements.

Additionally, thank you for getting me your Certificate of Incumbency as required by the Idaho Department of Water Resources (IDWR).

Let me know if you have any questions.

Lauren Cabrera



Lauren Cabrera

Farmland Reserve, Inc. | *Natural Resource Analyst*

Office: (801) 715-9136

Cell: (609) 576-6961

lcabrera@farmlandreserve.org



0004994226

**STATE OF IDAHO***Office of the secretary of state, Lawrence Denney***ANNUAL REPORT**

Idaho Secretary of State
PO Box 83720
Boise, ID 83720-0080
(208) 334-2301
Filing Fee: \$0.00

For Office Use Only

-FILED-

File #: 0004994226

Date Filed: 11/15/2022 3:40:02 PM

B0755-4351 11/15/2022 3:40 PM Received by Office of the Idaho Secretary of State

Entity Name and Mailing Address:

Entity Name: FARMLAND RESERVE, INC.
Foreign Name (name in home jurisdiction): FARMLAND RESERVE, INC.
The file number of this entity on the records of the Idaho Secretary of State is: 0000374594
Address: C/O DAVID A. CHANNER
50 E N TEMPLE ST 2WW
SALT LAKE CITY, UT 84150-0001

Entity Details:

Entity Status: Active-Good Standing
This entity is organized under the laws of: UTAH
If applicable, the old file number of this entity on the records of the Idaho Secretary of State was: C122084

The registered agent on record is:

Registered Agent: CORPORATION SERVICE COMPANY
Commercial Registered Agent
Physical Address
1305 12TH AVE RD
NAMPA, ID 83686
Mailing Address
1305 12TH AVE RD
NAMPA, ID 83686

Agent or Address Change

☐ Select if you are appointing a new agent.

Corporate Officers and Directors:

Name	Title	Business Address
☒ K. Erik Jacobsen	Vice President	79 S. MAIN, SUITE 1000 SALT LAKE CITY, UT 84111
Gerald Causse	Director	50 E. NORTH TEMPLE SALT LAKE CITY, UT 84150
W. Christopher Waddell	Director	50 E. NORTH TEMPLE SALT LAKE CITY, UT 84150
☒ Paul L. Allen	Secretary	79 S. MAIN, SUITE 500 SALT LAKE CITY, UT 84111
☒ Paul L. Allen	Treasurer	79 S. MAIN, SUITE 500 SALT LAKE CITY, UT 84111
L. Todd Budge	Director	79 S. MAIN STREET, SUITE 1000 SALT LAKE CITY, UT 84111
☒ Douglas L. Rose	President	79 S. MAIN STREET, SUITE 1000 SALT LAKE CITY, UT 84111
☒ Rex C. Burgener	Vice President	79 S. MAIN STREET, SUITE 500 SALT LAKE CITY, UT 84111



David R. Wright	Vice President	79 S. MAIN STREET, SUITE 500 SALT LAKE CITY, UT 84111
Patrick A. Tolman	Vice President	79 S. MAIN STREET, SUITE 500 SALT LAKE CITY, UT 84111
Dale K. Bills	Vice President	79 S. MAIN STREET SUITE 500 SALT LAKE CITY, UT 84111
Aaron J. Andrus	Vice President	79 S. MAIN STREET, SUITE 500 SALT LAKE CITY, UT 84111
L. Scott Baird	Vice President	79 S. MAIN STREET, SUITE 500 SALT LAKE CITY, UT 84111
Brent J. Garlick	Treasurer	79 S. MAIN STREET, SUITE 500 SALT LAKE CITY, UT 84111
Kyle L. Knight	Vice President	79 S. MAIN STREET, SUITE 1000 SALT LAKE CITY, UT 84111
Kelly W. Tryon	Vice President	79 S. MAIN STREET, SUITE 500 SALT LAKE CITY, UT 84111
Ashley J. Powell	Vice President	79 S. MAIN STREET, SUITE 500 SALT LAK CITY, UT 84111
Brent W. Roberts	Vice President	79 S. MAIN STREET, SUITE 500 SALT LAKE CITY, UT 84111
R. Steven Romney	Vice President	79 S. MAIN STREET, SUITE 1000 SALT LAKE CITY, UT 84111
David S. Secrist	Vice President	79 S. MAIN STREET, SUITE 500 SALT LAKE CITY, UT 84111
Clinton E. Richardson	Vice President	79 S. MAIN STREET, SUITE 500 SALT LAKE CITY, UT 84111
Armando Caballero	Vice President	79 S. MAIN STREET, SUITE 500 SALT LAKE CITY, UT 84111
Tyson Johnson	Vice President	79 S. MAIN STREET, SUITE 500 SALT LAKE CITY, UT 84111
Justin Dixon	Vice President	79 S. MAIN STREET, SUITE 500 SALT LAKE CITY, UT 84111
Brent Stanger	Vice President	79 S. MAIN STREET, SUITE 500 SALT LAKE CITY, UT 84111
Michael Meek	Vice President	79 S. MAIN STREET, SUITE 500 SALT LAKE CITY, UT 84111
Austin Anderson	Vice President	79 S. MAIN STREET, SUITE 500 SALT LAKE CITY, UT 84111
Kevin R. Jergensen	Treasurer	79 S. MAIN STREET, SUITE 500 SALT LAKE CITY, UT 84111
Douglas H. Martin	Treasurer	79 S. MAIN STREET, SUITE 500 SALT LAKE CITY, UT 84111
David A. Channer	Secretary	79 S. MAIN STREET, SUITE 500 SALT LAKE CITY, UT 84111
+ Calvin R. Winder	President	79 S. MAIN STREET, SUITE 500 SALT LAKE CITY, UT 84111



☒ David J Cannon	Vice President	79 S. MAIN STREET, SUITE 500 SALT LAKE CITY, UT 84111
☒ Spencer Birch	Vice President	79 S. MAIN STREET, SUITE 500 SALT LAKE CITY, UT 84111
☒ DOUGLAS L. ROSE	Director	79 S. MAIN STREET, SUITE 500 SALT LAKE CITY, UT 84111

The annual report must be signed by an authorized signer of the entity.

Job Title: Secretary

Paul L. Allen

11/15/2022

Sign Here

Date



BROCKWAY
ENGINEERING
P.L.L.C.

Hydraulics

Hydrology

Water Resources

RECEIVED

SEP 20 2023

Department of Water Resources
Eastern Region

September 18, 2023

James Cefalo
Idaho Department of Water Resources
900 North Skyline Drive, Suite A
Idaho Falls, ID 83402-1718

Re: Farmland Reserve Inc.

Dear Mr. Cefalo:

Farmland Reserve Inc. desires to transfer 58.0 acres irrigation water from water right 35-2391 to a new irrigation place of use. Water rights 35-7914, 35-14241 and 35-14655 are water rights located at the new POU. It is proposed to add a 2nd well as an authorized POD for water rights 35-7914, 35-14241, 35-14655 and the 58.0 acres to be transferred from 35-2391.

Water rights 35-14241 and 35-14655 are water right licenses that have an authorized mitigation plan that allows irrigation to occur. The transfer of the 58.0 acres from 35-2391 will aid Farmland Reserve Inc. in securing permanent water rights to this farm that do not require annual mitigation plans and annual reporting.

The ownership, beneficial use and period use will not be changing with this transfer. ESPA Model analysis for this 58.0 acre transfer calculated that no mitigation is required.

Please copy our office on all correspondence regarding this application.

Sincerely,

Greg Sullivan, M.S., Engineer

Cc: Lauren Cabrera via email

Enc: Transfer Application, Aerial Maps, ESPA Model Analysis, Annual Report, Brockway Engineering Check # 17601 for \$1,300.00

2016 NORTH
WASHINGTON
STREET • SUITE 4

TWIN FALLS,
IDAHO 83301

208•736•8543

FAX: 736•8506

88535



IDAHO DEPARTMENT OF
WATER RESOURCES

Eastern Region • 900 N Skyline Drive, Suite A • Idaho Falls, ID 83402-1718

Phone: 208-525-7161 • Fax: 208-525-7177 • Email: easterninfo@idwr.idaho.gov • Web: idwr.idaho.gov

Governor Brad Little

Director Mathew Weaver

October 4, 2023

FARMLAND RESERVE INC
79 S MAIN ST STE 1000
SALT LAKE CTY, UT 84111-1945

RE: Transfer No. 88535
Water Right No(s). 35-14241, 35-14655, 35-2391, 35-7914

Dear Applicant:

The Department of Water Resources has received your water right transfer application. Please refer to the transfer number referenced above in all future correspondence regarding this transfer.

A legal notice of the application has been prepared and is scheduled for publication in the BINGHAM NEWS CHRONICLE, POWER COUNTY PRESS on 10/11/2023 and 10/18/2023. Protests to this application may be submitted for a period ending ten (10) days after the second publication.

If the application is protested, you will be sent a copy of each protest. All protests must be resolved before the application can be considered for approval. If the protest(s) cannot be resolved voluntarily, the Department will conduct a conference and/or hearing on the matter.

If the application is not protested, the Department will process your application and notify you of any action taken on the application. If your application is approved, the Department will send you a copy of the approval document.

Please contact this office if you have any questions regarding the application.

Sincerely,

Christina Henman
Administrative Assistant

CC:
GREG SULLIVAN
2016 WASHINGTON ST N STE 4
TWIN FALLS, ID 83301-3082

Henman, Christina

From: Henman, Christina
Sent: Wednesday, October 4, 2023 10:24 AM
To: 'press1@press-times.com'
Subject: Legal Notice for Power County Press
Attachments: 88535 News Chronicle, Power County Press.docx

LEGAL NOTICE DEPARTMENT
POWER COUNTY PRESS
PO BOX 547
AMERICAN FALLS, ID 83211

RE: Transfer No. 88535
Water Right No(s). 35-14241, 35-14655, 35-2391, 35-7914

Dear Legal Notice Department:

Please publish the enclosed legal notice on the dates indicated (once a week for two consecutive weekly issues). If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. Please send the affidavit and bill to this office before 10/30/2023. Your cooperation is appreciated.

Thank You,



Christina Henman
Administrative Assistant
IDWR, Eastern Region
900 N Skyline Ste. A
Idaho Falls, ID 83402
Phone: (208) 525-7161

Henman, Christina

From: Henman, Christina
Sent: Wednesday, October 4, 2023 10:24 AM
To: legalnotices@postregister.com
Subject: Legal Notice for News Chronicle
Attachments: 88535 News Chronicle, Power County Press.docx

LEGAL NOTICE DEPARTMENT
BINGHAM NEWS CHRONICLE
PO BOX 70
BLACKFOOT, ID 83221-0070

RE: Transfer No. 88535
Water Right No(s). 35-14241, 35-14655, 35-2391, 35-7914

Dear Legal Notice Department:

Please publish the enclosed legal notice on the dates indicated (once a week for two consecutive weekly issues). If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. Please send the affidavit and bill to this office before 10/30/2023. Your cooperation is appreciated.

Thank You,



Christina Henman
Administrative Assistant
IDWR, Eastern Region
900 N Skyline Ste. A
Idaho Falls, ID 83402
Phone: (208) 525-7161

NOTICE OF PROPOSED CHANGE OF WATER RIGHT
TRANSFER NO. 88535

FARMLAND RESERVE INC, 79 S MAIN ST STE 1000, SALT LAKE CTY, UT 84111-1945 has filed Application No. 88535 for changes to the following water rights within BINGHAM, POWER County(s): Right No(s). 35-14241, 35-14655, 35-2391, 35-7914; to see a full description of these rights and the proposed transfer, please see <https://research.idwr.idaho.gov/apps/waterrights/querynewtransfers>. The purpose of the transfer is to change a portion of the above rights as follows: add point of diversion, change points of diversion, and change place of use. Proposed points of diversion are in SWSE Sec 6 and NWNE Sec 7 T07S R29E for 7.77 cfs from ground water. Proposed place of use for the split portion of right 35-2391 is in SE1/4 Sec 6 T07S R29E for 58 acres. The place of use for the other water rights in the transfer will not change. For additional information concerning the property location, contact Eastern Region office at (208)525-7161. Protests may be submitted based on the criteria of Idaho Code Sec. 42-222. Any protest against the proposed change must be filed with the Department of Water Resources, Eastern Region, 900 N SKYLINE DR STE A, IDAHO FALLS ID 83402-1718 together with a protest fee of \$25.00 for each application on or before 10/30/2023. The protestant must also send a copy of the protest to the applicant.

MATHEW WEAVER, Director

Published on 10/11/2023 and 10/18/2023